

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11567 of 2020

Arising Out of PS. Case No.-187 Year-2019 Thana- KUTUMBA District- Aurangabad

Kaushal Singh , aged about 55 years, Male, Son of Late Ramdas Singh
Resident of Village - Matpa, P.S.- Kutumba, District - Aurangabad.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar Pandey

For the Opposite Party/s : Mrs. Renu Kumari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 12-06-2020 Heard Mr. Santosh Kumar Pandey, learned counsel
for the petitioner and Mrs. Renu Kumari, learned counsel
appearing for the State through video conferencing.

The petitioner apprehends his arrest in connection
with Kutumba P.S. Case No. 187 of 2019 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2016.

The allegation against the petitioner is that Police on
the basis of secret information raided the house of the petitioner
and one Santosh Kumar Singh. The Police arrested Santosh
Kumar Singh and recovered a total quantity of 12 liters of
country made liquor from a room situated near the cow- shed of
the house of Santosh Kumar Singh.

Learned counsel for the petitioner submits that



petitioner has falsely been implicated in this case inasmuch as from perusal of the seizure list, it would be evident that the alleged illicit liquor has been recovered from the cow- shed of one Santosh Kumar Singh and the petitioner, being brother of the said Santosh Kumar Singh has falsely been dragged in this case. Learned counsel further submits that no illicit liquor has been recovered from conscious possession of the petitioner or the premises belonging to him.

Having regard to the submissions made by the parties and taking into consideration the fact that from perusal of the seizure list it appears that the illicit liquor has been recovered from a room situated near the cow- shed of Santosh Kumar Singh, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, in the event of arrest or surrender before the court below within six weeks from today, petitioner, above named, shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge VII – cum-Special Judge (Excise), Aurangabad in connection with Kutumba P.S. Case No. 187 of 2019, subject to the condition as laid down under Section 438 (2) of the Code Of Criminal Procedure.



It is made clear that at the time of furnishing bail bond
all the parties shall follow the guidelines regarding lockdown
and social distancing.

(Anil Kumar Sinha, J)

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